VWAP Quarterly Council Meeting Q3: 2013

Regional Victim and Witness Liaison Office:
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New VWAP Website:
http://www.mcipac.marines.mil/mcipac/CampButler/VWAP.aspx

Agenda:

1. Unlearn the old
2. Learn the new
3. Questions/Feedback

If you have not yet been trained, star your name on sign-in sheet. This meeting will serve as your training.

Revisions to VWAC Protocol:

- Most of the time, you can and should fulfill your duty without ever contacting:
  - Victim
  - UVA/VA
  - SARC
- You are (primarily) NOT a service provider ✉ Data Tracker for Command
- Your job is to **ENSURE** that VWAP services have been provided by those who are required to provide them and **DOCUMENT** that they have been provided

High-Speed, Low-Drag PULSE 7-13

- Drastically reduced amount of information you are required to record
- Your S-1/G-1 should be a one-stop shop

Who is a Victim?

Victims

1. Military members
2. Military dependents
3. If under 18, incompetent, incapacitated, or deceased, then the:
   A. Spouse, guardian, parent, child, sibling, family member, or another person designated by court
      i. Note this on the PULSE Checklist

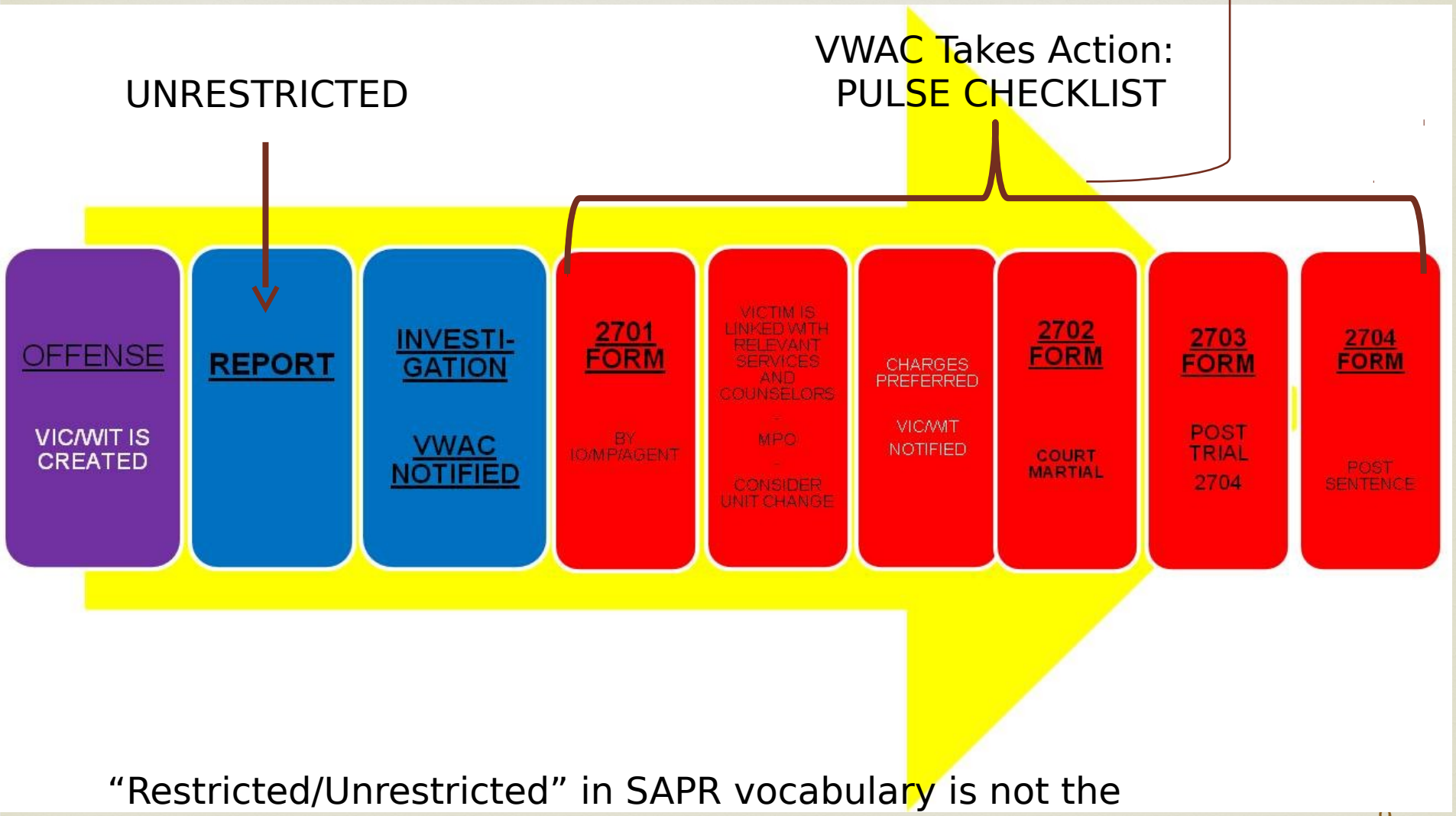
Types of Crimes Requiring VWAC Action

1. VWAP applies to a victim of *any* crime.
    A. Most Common Examples:
        i. Assault
        ii. Sexual Assault/Misconduct
        iii. Theft
        iv. Communicating a Threat
        v. Hazing

Witnesses

- BLUF: VWACs will rarely track on witnesses
- Highly Significant Witnesses
  - Witness protection is required
  - Witness is being ordered to testify
- VWLO will inform you if/when you need to track on a witness

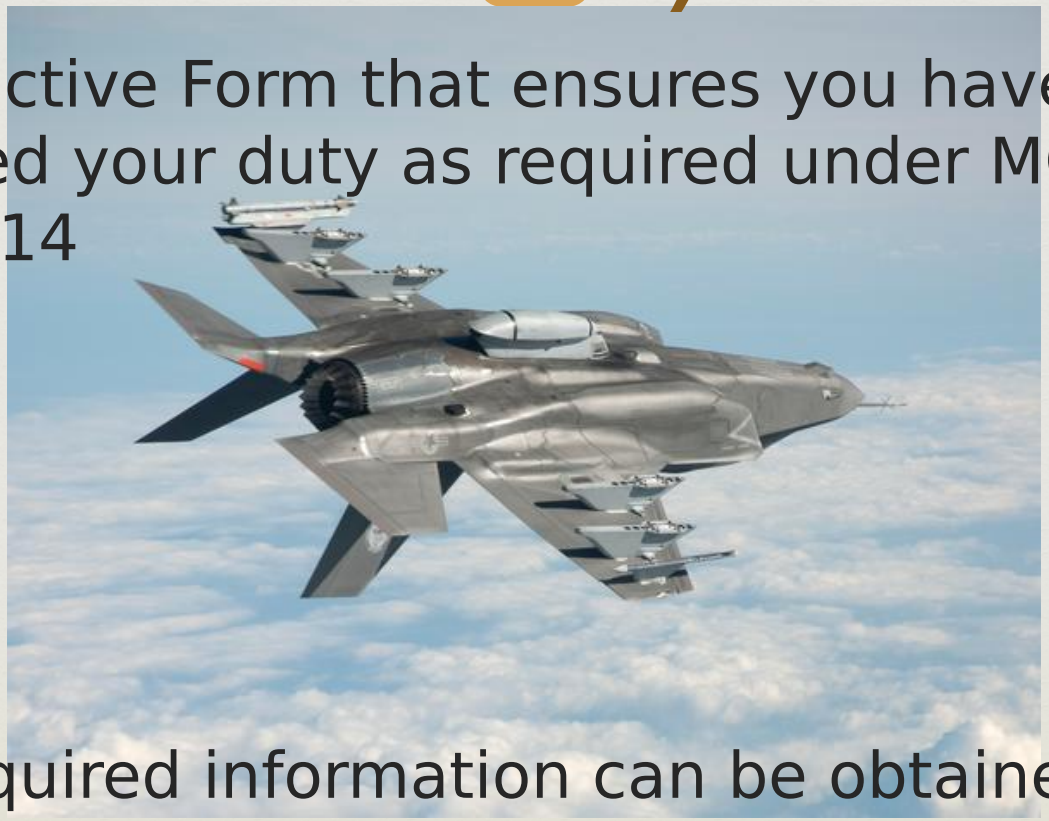
VWAP Process



"Restricted/Unrestricted" in SAPR vocabulary is not the same as "Restricted" WRT a blotter entry

Your Friend: The PULSE Checklist (Rev 7-13)

- Interactive Form that ensures you have fulfilled your duty as required under MCO 5800.14



- All required information can be obtained from your S-1/G-1

After S-1/G-1:

- PMO
  - (315)645-3885
- Military Justice
  - (315)645-3982
- See Contact info on DD 2701

  SAPR personnel will not answer your questions

DD Form 2701

- CID/PMO/NCIS are required to issue the DD 2701
- ONLY if you cannot confirm it has been issued, issue one yourself
- Contents:
  - Explains victim rights
  - Provides contact information for relevant service providers
    - NCIS/CID/PMO, Military Justice, Legal Assistance
- Forms are available on the VWAP website
  - Fill in your number in appropriate block before distributing

Victim/Witness Handoff

- When your CO decides to move a victim or witness to another unit, he or she must immediately notify you, so that you can contact the other unit's VWAC, and scan and email the checklist you have so far on that victim or witness.
- THIS IS NOT A SUGGESTION. We cannot allow victims to fall through the cracks and jeopardize their safety.

Pre-Trial Confinement

- Victims must be notified of changes in the pre-trial confinement status of the accused

- Each time you fill out a PULSE ✉ verify whether there has been any change and whether the victim has been notified
  - If not, notify the victim

Transitional Compensation

I. Forms of Compensation
   1. Monetary payment
   2. Medical/Dental
   3. Commissary and Exchange privileges

II. Eligibility
   4. Marine abuser must have been on active duty for > 30 days
   5. Marine abuser must have been 1) separated for a dependent-abuse offense pursuant to a court-martial or 2) administrative separation; or, 3) at court-martial, sentenced to total forfeiture of all pay and allowances (in which there is no separation/discharge); and
   6. Marine abuser must have committed at least one dependent-abuse related offense

Transitional Compensation: Who is Ineligible?

I. When would Transitional Compensation Fund benefits stop or never be processed?

1. Dependent spouse remarries
2. Dependent spouse cohabitates with abusive Marine spouse
3. A competent authority determines that the 1) spouse was an active participant in child abuse and the 2) abused dependent child resides with the co-actor spouse

   A. Spouses who abuse each other may still be eligible for compensation

DD Forms 2702-2704

- Relate to milestones in the trial process
  - TC assignment, Preferral, Art 32, Referral, Arraignment, Motions, Case-in-Chief
    - Case Management System Legend
- Responsibility of Trial Counsel to distribute
- Your Responsibility:
  - Ensure form has been distributed and document this in PULSE checklist

Weekly CMS Update

- Read through the update and look to see if there are cases pending from your unit
- Track any changes
- CMS update + Date prompts on PULSE itself will inform you when you need to fill out the next PULSE checklist
- CMS Legend available on VWAP website

No Privileged Communications

- You are a direct representative of the command
- Whenever you speak with a victim/witness, inform him/her not to say anything to you that he/she would not say to the CO

VWAP Website

- VWAP related materials needed for your VWAC binder:
  - MCO 5800.14, Quarterly statistics log, Annual training log, Training Slides
- General and Local VWAP resources (DD 2701's)
- If you need a document/file, check the website:

- URL: http://www.mcipac.marines.mil/mcipac/CampButler/VWAP.aspx

- Google: Camp Butler ✉ Click on MCIPAC (first option) ✉ Click on Victim Witness Assistance Prog ✉ Command Resources

VWAC vs UVA

- VWAC = primarily a record keeper
  - Serves as POC for victim/witness if he/she has an issue to take up with the command
    - Ex. Victim/Witness is placed on legal hold against his/her will
    - Ex. Victim would like to be connected with counseling services
    - Ex. Problems establishing/enforcing/re-newing MPO's
      - No Privileged Communications ✉ You represent the CO

- UVA = primarily about connecting victims to services and programs
  - Privileged Communications

VWAC Binder: Your Log Book

1. Contents (maintain):
    1. VWAP Roster (this is constantly updated, so replace old ones as we send you new ones)
    2. LSSS Roster
    3. Your Letter of Appointment signed by CO
    4. MCO 5800.14
    5. VWAC Training Certificate
    6. DD 2701s (pre-filled with correct information on back of pamphlet)

Action Items:

1. Ensure your VWAC Binders are 100% and up to date
2. Pay attention to CMS weekly update; Keep up w/ PULSE; mark your calendars
3. Ensure you train your unit (annual requirement)
   - Unit Training slides posted on the VWAP website

VWAP WEBSITE:

http://www.mcipac.marines.mil/mcipac/CampButler/VWAP.aspx

Questions?

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